IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION.

CRIMINAL APPLICATION No.2780 of 2007.

Rama Ganpat Ghatal ..Applicant.

Vs.

The State of Maharashtra ..Respondent.

Mr Karim Shaikh, Advocate for the applicant.

Mr Rajesh More, A.P.P for the State.

CORAM: V.C. DAGA,J.
DATED: 3rd September,2007.

P.C.:-

1. Heard learned counsel for the applicants and learned APP for the State.

2. Perused application and the material available on record.

3. The applicant is seeking bail in C.R. No. I-11 of 2007 registered with Vartaknagar Police Station, Thane for the offence punishable under Sections 302, 201 read with Section 34 of the I.P.C. and under Sections 3 and 5 (a) and (b) of the Indian Arms Act.

4. So far as the present applicant-accused is concerned, there is no eye-witness to the incident. The only material against the present applicant is that he was seen by the complainant in the company of the deceased on

the date of the incident alleged alongwith other co-accused. The other co-accused have already been released on bail. Investigation is completed. The charge-sheet has already been filed.

5. In the above view of the matter,I am inclined to grant bail to the present applicant on following terms and conditions.

a] the applicant-accused Rama Ganpat Ghatal be released on bail in the sum of Rs. 25,000/- with one or two sureties in the like amount.

b] the applicant shall report Vartaknagar Police Station,once in a week i.e. on Friday between 3.00 to 5.00 p.m. till conclusion of the trial.

c] the applicant shall not pressurise prosecution witnesses and that he shall co-operate the Investigating agency.

d] Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

d] The applicant shall co-operate with the learned Trial Judge for expeditious disposal of the case. Any attempt by the applicant to delay the trial may be a ground for cancellation of bail.

6. The application is allowed in the above terms.

(V.C. DAGA,J.)